



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231  
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/387,195	08/31/1999	VICKI ST. JOHN	AND1P096	2303

28164 7590 07/16/2002  
BRINKS HOFER GILSON & LIONE  
P O BOX 10395  
CHICAGO, IL 60610

EXAMINER

DORVIL, RICHEMOND

ART UNIT	PAPER NUMBER
----------	--------------

2654

DATE MAILED: 07/16/2002

17

Please find below and/or attached an Office communication concerning this application or proceeding.

16

**Office Action Summary**

Application No.

09/387,195

Applicant(s)

ST. JOHN, VICKI

Examiner

Richmond Dorvil

Art Unit

2654

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --  
Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133).
- Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

**Status**

- 1) ☒ Responsive to communication(s) filed on 06 June 2002.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

**Disposition of Claims**

- 4) ☒ Claim(s) 1-33 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1-33 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

**Application Papers**

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on \_\_\_\_\_ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
- 11) ☐ The proposed drawing correction filed on \_\_\_\_\_ is: a) ☐ approved b) ☐ disapproved by the Examiner.  
If approved, corrected drawings are required in reply to this Office action.
- 12) ☐ The oath or declaration is objected to by the Examiner.

**Priority under 35 U.S.C. §§ 119 and 120**

- 13) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).  
a) ☐ All b) ☐ Some \* c) ☐ None of:  
1. ☐ Certified copies of the priority documents have been received.  
2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.  
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).  
\* See the attached detailed Office action for a list of the certified copies not received.
- 14) ☐ Acknowledgment is made of a claim for domestic priority under 35 U.S.C. § 119(e) (to a provisional application).  
a) ☐ The translation of the foreign language provisional application has been received.
- 15) ☐ Acknowledgment is made of a claim for domestic priority under 35 U.S.C. §§ 120 and/or 121.

**Attachment(s)**

- 1) ☒ Notice of References Cited (PTO-892) 4) ☐ Interview Summary (PTO-413) Paper No(s). \_\_\_\_\_
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948) 5) ☐ Notice of Informal Patent Application (PTO-152)
- 3) ☐ Information Disclosure Statement(s) (PTO-1449) Paper No(s) \_\_\_\_\_ 6) ☐ Other: \_\_\_\_\_

### **DETAILED ACTION**

1. The text of those sections of Title 35, U.S. Code not included in this action can be found in a prior Office action.

### ***Continued Prosecution Application***

2. The request filed on 7-1-2002 for a Continued Prosecution Application (CPA) under 37 CFR 1.53(d) based on parent Application No. 09/387,195 is acceptable and a CPA has been established. An action on the CPA follows.

### ***Claim Rejections - 35 USC § 103***

3. Claims 1-18, 19-33 are rejected under 35 U.S.C. 103(a) as being unpatentable over Kondo et al., "Surfin' the World Wide Web with Japanese" in view of Talmor et al., Patent No. 5,913,196.

As per claim 1, Kondo et al disclose a method for recognizing voice commands for manipulating data on the Internet, (see Title and Abstract), comprising the steps of:

providing data on a website on the Internet, (see page 1153, Fig. 1, "Internet");

receiving voice signals form a user accessing the website, (see page 1153, Fig. 1, "Speech, Links, Commands, Queries");

interpreting the voice signals of the user for determining navigational command, (see page 1153, Fig. 1, "Speech Recognizer", "Interpretation", "Speakable Commands");

outputting selected data of the website based on the navigational commands, (see Fig. 1, "WWW browser"). Kondo fail to explicitly teach establishing the identity of the user through the

voice signals. However, this feature is well known in the art as evidenced by Talmor et al. which disclose a method for identifying a person's identity over a secured network comprising the step of establishing the identity of the user through at least two voice authentication algorithms, (see Abstract, lines 2-3). It would have been obvious to one of ordinary skill in the art at the time the invention was made to use Talmor et al. voice verification system in Kondo's voice browser because Talmor et al teach one of ordinary skill in the art the benefit of using two voice verification methods to reliably restrict access to a network to unauthorized user.

As per claim 2, Kondo et al. disclose a method wherein the data includes a voice-activated application, the navigation commands controlling execution of the application, (see Abstract).

As per claim 3, Kondo et al. disclose a method wherein the user accesses the web site from at least one of a computer and a telephone, (This features are inherent to a method/system for accessing the Internet).

As per claim 4, Kondo et al. disclose a method comprising determining a language from the voice signals, (see page 1152, section 3.1).

As per claim 5, Kondo et al. disclose a method further comprising utilizing artificial intelligence to interact with the user, (see Fig. 1, "ruled heuristics").

As per claim 6, Kondo et al. disclose a method wherein the selected data includes voice signals and is outputted to a telephone, (see page 1153, Fig. 1 and Abstract).

As per claims 7-12, 13-18, 19-33, Claims 7-12, 13-18 and 19-33 are similar in scope and content to claims 1-6 rejected above, therefore claims 7-12, 13-18, 19-33 are rejected under the same rationale.


*Response to Arguments*

4. Applicant's arguments with respect to claims 1-18 have been considered but are moot in view of the new ground(s) of rejection.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Richemond Dorvil whose telephone number is (703) 305-9645. The examiner can normally be reached on Tuesday-Friday 9:30AM to 8:00PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Marsha Banks-Harold can be reached on (703) 308-5576. The fax phone numbers for the organization where this application or proceeding is assigned are (703) 3059508 for regular communications and (703) 308-9051 for After Final communications.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is (703) 305-3900.

  
Richemond Dorvil  
Primary Examiner  
Art Unit 2654

RD  
July 15, 2002